

FISCAL NOTE

HB 429 - SB 926

February 24, 2001

SUMMARY OF BILL: Increases from a Class A misdemeanor to a Class E felony the penalty for theft if the defendant has two or more prior convictions for theft regardless of value being under \$500. Also, the penalty for the third or subsequent felony theft conviction will be elevated one grade higher than the class under current law if the value of the theft in the instant offense is more than \$500.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$10,600,000/Incarceration*
Decrease Local Govt. Expenditures - Exceeds \$5,000,000
Decrease Local Govt. Revenues - Exceeds \$100,000

Estimate assumes:

- 2,000 misdemeanor theft convictions for persons with two prior theft convictions will be elevated to a Class E felony conviction.
- 160 felony convictions with two or more prior convictions, ranging from Class E to Class C, will be elevated one classification higher.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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